

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

HAROLD SEREYKA,

Plaintiff

v.

NAVIENT SOLUTIONS, LLC,

Defendant

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CIVIL ACTION NO. 3:18-1681

(MANNION, D.J.)
(CARLSON, M.J.)

ORDER

In accordance with the memorandum issued this same day, **IT IS HEREBY ORDERED THAT:**

- (1) the report of Judge Carlson, (**Doc. 20**), is **ADOPTED IN ITS ENTIRETY**;
- (2) defendant NSL's motion to dismiss, (**Doc. 17**), plaintiff's amended complaint, (**Doc. 14**), is **GRANTED, IN PART**, and **DENIED, IN PART**;
- (3) plaintiff's FDCPA claim is **DISMISSED WITHOUT PREJUDICE**, plaintiff's FCRA claim shall **PROCEED**, and plaintiff's state law FCEUA and defamation claims are **DISMISSED WITH PREJUDICE**; and
- (4) the Clerk of Court is directed to **REMAND THIS CASE** to Judge Carlson for further proceedings as to the remaining claims.

s/ *Malachy E. Mannion*
MALACHY E. MANNION
United States District Judge

Date: March 22, 2019